| UNITED STATES DISTRICT COURT | |
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| NORTHERN DISTRICT OF NEW YORK | |

LINDA J. SHENKO,

Plaintiff,

-v- 6:05-CV-1163

UNITED STATES, et al.,

Defendants.

DAVID N. HURD United States District Judge

ORDER

Pursuant to the oral decision of the Court, entered into the record after hearing oral argument on March 10, 2006, in Utica, New York, it is hereby

ORDERED that defendants' motion to dismiss is GRANTED and the complaint is DISMISSED in its entirety.

The Clerk of the Court is directed to enter judgment accordingly.

IT IS SO ORDERED.

United States District Judge

Dated: March 10, 2006 Utica, New York.